

Estimate Board Bars Garages Near Schools

Mention of Ettinger and Livery Stable Causes Mayor Hylan Much Merriment; Superintendent Is Absent

Only Few Lively Clashes

Hospital Counsel Rouses Dowling Momentarily, but Police Were Not Called

The police were not requested to intervene at yesterday's meeting of the Board of Estimate. Several members attacked Dr. William L. Ettinger, superintendent of schools, who was absent. Toward the close of the session Mayor Hylan said to an occupant of a front seat:

"Say, Snyder, you've kept quiet all day. Have you nothing to say?"

Mr. Snyder said he hadn't, and the Mayor relaxed into indifference.

The brightest moments of the meeting occurred during a hearing on the proposed amendment to the building zone resolution, providing that hereafter no garages for more than five cars may be erected or extended within 200 feet of a public school or private school for children under sixteen years of age.

J. S. de Selding, represent the Church of St. Mary the Virgin, which maintains a kindergarten on West Forty-sixth Street, and other property holders in the neighborhood, drafted the resolution. He objected to the provision added to it which exempted properties whose owners have already made application for a permit to conduct a garage.

Ettinger and Livery Stable

Mr. de Selding said that this might lead to the conversion of a livery stable into a garage next to the kindergarten of St. Mary the Virgin, and that the garage would not only menace the children of the kindergarten but those of a nearby public school. He said that he had a tacit understanding with Dr. Ettinger. Livery stable, Ha, ha, ha!

"I, Dr. Ettinger, would give less time to livery stables and more attention to the schools," said Controller Craig, "the Board of Education might be living up to its promise to give us the plans for two new public schools a week, instead of one every now and then."

The Mayor laughed. "The educational system has had no time to do anything while the legislative session was on. They were up in Albany all the time trying to get their salaries raised," he said.

Talk of Salary Raises

"Yes," added the Controller, "and Ettinger wanted his salary raised so he could be getting \$5,000 more than the Governor of the state. In the last two years the whole Department of Education has gone to pot."

"I can see that this is no roast on Ettinger," interjected Frank L. Dowling, President of Manhattan.

The Mayor laughed.

The resolution, with the objectionable proviso, was adopted.

A similar resolution, with a like proviso, applying to hospitals, was next taken up. Martin Taylor, counsel for the Post-Graduate Hospital, objected to the proviso, saying that it might mean the hospital would be a garage, and joining the hospital on East Twentieth Street.

To Issue Permit

"I can tell you that the permit for the construction of that garage will be issued by the Building Department this week," said President Dowling. "Why doesn't the hospital indemnify this man? They need more space, don't they? They're going to build, aren't they?"

"Yes," replied Mr. Taylor.

"Why don't you buy them out?" queried President Dowling.

"I don't want to commit the hospital to anything until I have discussed the matter with them."

"You want to throw that man into a can and out into the street!" exclaimed President Dowling.

"No one wants to do that," protested Mr. Martin.

"You just want to back your ambulance into his place and take him out and throw him into a sewer, don't you?" said President Dowling.

Martin's Reply Cut Off

When Mr. Martin was about to reply to this President Dowling moved that the matter be laid over for two weeks, which was done.

At the hearing on the resolution to convert the site of the former Grand Union Hotel into a park, to be known as the Grand Union Square, which was passed by the Board of Aldermen two months ago, Controller Craig declared that if those who wanted the block converted into a park or memorial would bid it in at public auction he would not object. In order to enable the backers of the enterprise to consult with those from whom they expect to get financial aid further consideration was put over one week.

Dr. Von Tiling Defeats Attack on Citizenship

Judge Manton Holds Government Failed to Sustain the Case

United States Circuit Judge Martin Manton, in a decision handed down yesterday afternoon, acquitted Dr. Johannes von Tiling, Poughkeepsie physician, who was a defendant in a denaturalization action brought a week ago. The prosecution contended that Dr. von Tiling had not been true to his oath of allegiance and Federal operatives testified as to alleged disloyal utterances during the war.

In his written decision Judge Manton says:

"On the whole I shall hold that the government has failed to sustain the burden assumed by it in attacking the respondent's citizenship on the ground of fraud in its procurement. I will grant a decree for the respondent."

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